

1 **KAPLAN FOX & KILSHEIMER LLP**
2 Laurence D. King (SBN 206423)
3 Matthew B. George (SBN 239322)
4 Blair E. Reed (SBN 316791)
5 1999 Harrison Street, Suite 1560
6 Oakland, CA 94612
7 Telephone: 415-772-4700
8 Facsimile: 415-772-4707
9 Email: *lking@kaplanfox.com*
10 *mgeorge@kaplanfox.com*
11 *breed@kaplanfox.com*

1 **KIRKLAND & ELLIS LLP**
2 Tammy Ann Tsoumas (SBN 250487)
3 2049 Century Park East, Suite 3700
4 Los Angeles, CA 90067
5 Telephone: 310-552-4200
6 Facsimile: 310-552-5900
7 Email: *tammy.tsoumas@kirkland.com*

8 **KANTROWITZ, GOLDHAMER &**
9 **GRAIFMAN, P.C.**
10 Melissa R. Emert (admitted *pro hac vice*)
11 Gary S. Graifman (admitted *pro hac vice*)
12 135 Chestnut Ridge Road, Suite 200
13 Montvale, NJ 07645
14 Telephone: 201-391-7000
15 Facsimile: 302-307-1086
16 Email: *memert@kgglaw.com*
17 *ggraifman@kgglaw.com*

18 *Interim Co-Lead Class Counsel for*
19 *Plaintiffs*

20 *[Additional Counsel Appear on Signature*
21 *Page]*

2 **KIRKLAND & ELLIS LLP**
3 Devin S. Anderson (*pro hac vice*)
4 Emily M. Long (*pro hac vice*)
5 1301 Pennsylvania Avenue NW
6 Washington, DC 20004
7 Telephone: 202-389-5000
8 Facsimile: 202-389-5200
9 Email: *devin.anderson@kirkland.com*
10 *emily.long@kirkland.com*

11 *Attorneys for Defendant Illuminate*
12 *Education, Inc.*

13 **UNITED STATES DISTRICT COURT**
14 **CENTRAL DISTRICT OF CALIFORNIA**

15 *In re: Illuminate Education Data*
16 *Security Incident Litigation*

17 Case No. 8:22-cv-1164-JVS-ADS

18 Class Action

19 **JOINT STIPULATION AND**
20 **[PROPOSED] ORDER TO**
21 **MODIFY SCHEDULE**

1 **TO THE ABOVE ENTITLED COURT AND TO ALL PARTIES AND THEIR
2 COUNSEL OF RECORD:**

3 The parties, Plaintiffs in the above matter, Anastasiya Kisil, Lucas Cranor,
4 Kristen Weiland, Tara Chambers, Janene Vitro and Lorraine Deniz (collectively the
5 “Plaintiffs”), by and through their attorneys, and defendant Illuminate Education, Inc.
6 (“Illuminate” or “Defendant”), hereby stipulate as follows:

7 WHEREAS, on August 11, 2022, this Court issued an Order granting the
8 Parties Stipulated Request to Continue Current Deadlines in anticipation of
9 Plaintiffs’ motion to consolidate (Dkt. No. 43). The Court ordered that Plaintiffs file
10 a formal motion to consolidate and stipulation within 14 days, file a consolidated
11 complaint within 60 days of the ruling on the motion to consolidate, and that
12 Defendant shall then have 60 days to file its motion to dismiss, Plaintiffs shall have
13 45 days to respond, and Defendant shall have 30 days to reply (*Id.*);

14 WHEREAS, on September 1, 2022, Plaintiffs filed their Unopposed Motion to
15 Consolidate Cases (Dkt. No. 44);

16 WHEREAS, on September 2, 2022, Plaintiffs filed their Stipulation to Appoint
17 Interim Counsel Pursuant to Fed. R. Civ. P. 23(g) (Dkt. No. 45), and on September
18 7, 2022, this Court granted that stipulation (Dkt. No. 46);

19 WHEREAS, September 16, 2022, the Parties, via stipulation, requested that
20 the Rule 26(f) Conference and related deadlines be continued (Dkt. No. 52), and on
21 September 19, 2022, this Court granted that stipulation (Dkt. No. 53).

22 WHEREAS, on September 22, 2022, this Court granted Plaintiffs’ Motion to
23 Consolidate Cases (Dkt No. 54);

24 WHEREAS, on November 7, 2022, Plaintiffs filed their Consolidated Class
25 Action Complaint (“CAC”) (Dkt. No. 57);

26 WHEREAS, on December 6, 2022, this Court entered a scheduling order as
27 follows (Dkt. No. 59):

1	Jury Trial	April 30, 2024 at 8:30 a.m.
2	File Findings of Fact and Conclusions of Law	April 23, 2024
3	Final PreTrial Conference	April 15, 2024 at 11:00 a.m.
4	File PreTrial Documents	not later than April 8, 2024
5	File motions in limine	not later than March 18, 2024
6	Discovery Cut-off	August 15, 2023
7	Expert Discovery Cut-off	November 17, 2023
8	Initial disclosure of Experts	not later than September 15, 2023
9	Rebuttal disclosure of Experts	not later than October 16, 2023
10	Class Certification Motion Hearing	September 25, 2022 at 1:30 p.m.
11	Motion for Class Certification	not later than June 30, 2023
12	Defendant's Opposition	not later than August 4, 2023
13	Plaintiff's reply	not later than September 1, 2023
14	Summary Judgment Motions	February 26, 2024 at 1:30 p.m.
15	Motions for Summary Judgement	not later than December 8, 2023
16	Oppositions	not later than January 12, 2024
17	Replies	not later than February 2, 2024
18	Settlement Discussions	not later than April 30, 2023
19	Joint Report on Settlement Discussions	within 7 days of settlement discussions

17 WHERAS, Defendant filed its Motion to Dismiss Plaintiffs' CAC on January
 18 6, 2023 (Dkt. No. 61), Plaintiffs opposed the Motion on February 21, 2024 (Dkt. No.
 19 75), and Defendant replied in support of its Motion on March 22, 2023 (Dkt. No. 77);

20 WHEREAS, on April 19, 2023, this Court entered an order granting in part
 21 and denying in part as moot Defendant's Motion to Dismiss on the basis that
 22 Plaintiffs lacked standing and granted Plaintiffs 21 days to amend (Dkt. No. 79);

23 WHEREAS, the effect of this order was to dismiss all claims;

24 WHEREAS, the Parties have met and conferred and further agree and hereby
 25 stipulate, subject to the Court's order, that; (i) Plaintiffs' Amended Consolidated
 26 Complaint be filed by June 5, 2023; (ii) Defendant will move to dismiss by July 20,
 27 2023; (iii) Plaintiffs will oppose by September 4, 2023; and (iv) Defendant will reply
 28 by October 4, 2023;

1 WHERAS, the Parties hereby stipulate, in light of the Court's motion-to-
 2 dismiss Order and subject to approval by the Court, that all other case deadlines are
 3 taken off calendar, and the Parties will submit a joint status report with a proposed
 4 case schedule within 30 days from the entry of the Court's order on Defendant's
 5 Renewed Motion to Dismiss, to the extent the Court determines any claims are
 6 sufficiently pleaded.

7 ACCORDINGLY, the undersigned Parties stipulate, and request that the Court
 8 order, the schedule be set as follows:

9	Plaintiffs' Amended Consolidated Complaint	June 5, 2023
10	Defendant's Renewed Motion to Dismiss	July 20, 2023
11	Plaintiffs' Opposition to Motion to Dismiss	September 4, 2023
12	Defendant's Reply In Support of Motion to Dismiss	October 4, 2023
13	Parties meet and confer on the appropriateness of engaging in a mediation	November 20, 2023

14 All other case deadlines are taken off the calendar, and the Parties will submit
 15 a joint status report with a proposed case schedule within 30 days from the entry of
 16 the Court's order on Defendant's Renewed Motion to Dismiss.

17
 18 IT IS SO STIPULATED.

20 DATED: April 27, 2023

21 **KAPLAN FOX & KILSHEIMER LLP**

22 By: /s/ Matthew B. George
 23 Matthew B. George

24 Laurence D. King (SBN 206423)
 25 Matthew B. George (SBN 239322)
 26 Blair E. Reed (SBN 316791)
 27 1999 Harrison Street, Suite 1560
 28 Oakland, CA 94612
 Telephone: 415-772-4700
 Facsimile: 415-772-4707
 Email: lking@kaplanfox.com
mgeorge@kaplanfox.com
breed@kaplanfox.com

Respectfully submitted,

KIRKLAND & ELLIS LLP

By: /s/ Devin S. Anderson
 Devin S. Anderson

Devin S. Anderson (*pro hac vice*)
 Emily M. Long (*pro hac vice*)
 1301 Pennsylvania Avenue NW
 Washington, DC 20004
 Telephone: 202-389-5000
 Facsimile: 202-389-5200
 Email: devin.anderson@kirkland.com
emily.long@kirkland.com

1 **KAPLAN FOX & KILSHEIMER LLP**
2 Joel B. Strauss (*pro hac vice*)
3 800 Third Avenue, 38th Floor
4 New York, NY 10022
5 Telephone: 212-687-1980
6 Facsimile: 212-687-7714
7 Email: *jstrauss@kaplanfox.com*

8 **KIRKLAND & ELLIS LLP**
9 Tammy Ann Tsoumas (SBN 250487)
10 2049 Century Park East, Suite 3700
11 Los Angeles, CA 90067
12 Telephone: 310-552-4200
13 Facsimile: 310-552-5900
14 Email: *tammy.tsoumas@kirkland.com*

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21 135 Chestnut Ridge Road, Suite 200
22 Montvale, NJ 07645
23 Telephone: 201-391-7000
24 Facsimile: 302-307-1086
25 Email: *memert@kgglaw.com*
26 *ggraifman@kgglaw.com*

27 *Interim Co-Lead Class Counsel for
28 Plaintiffs*

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

I, Matthew B. George, attest that concurrence in the filing of this document has been obtained from the other signatory.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 27th day of April, 2023, at San Diego, California.

/s/ Matthew B. George
Matthew B. George